

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANGEL GERMAN CALLE, on behalf of :
himself and all others similarly situated, : Index No. 12 CIV 8387
Plaintiff, :
-against- :
1621 RESTAURANT INC. d/b/a ELIO'S :
RESTAURANT, ELIO GUAITOLINI, and :
ANNE ISAAK FOX, :
Defendant. :

PROPOSED ORDER

B

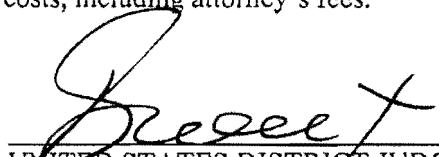
AND NOW, THIS 2nd DAY OF May, 2013, the Court having
reviewed the Complaint in this case executed by Plaintiff Angel German Calle ("Plaintiff")
against Defendants 1621 Restaurant Inc. d/b/a Elio's Restaurant, Elio Guaitolini, and Anne Isaak
Fox ("Defendants") (collectively, the "Parties"), and considered applicable case law, and for
good cause shown, it is ORDERED, ADJUDGED and DECREED that:

1. The Confidential Settlement Agreement and General Release: (a) is fair to all
Parties; (b) reasonably resolves a bona fide disagreement between the Parties with regard to the
merits of the Plaintiff's claims; and (c) demonstrates a good faith intention by the Parties that the
Plaintiff's claims for liability and damages be fully and finally resolved, and not relitigated in
whole or in part at any point in the future. The Agreement is therefore APPROVED by the
Court. The Agreement is intended by the Parties to be confidential, and the Parties request that
the Agreement be review *in camera*.
2. This lawsuit and the claims of Plaintiff are DISMISSED WITH PREJUDICE in
their entirety.

5-2-13

3. The Court shall retain jurisdiction over the enforcement of the Parties' settlement agreement.

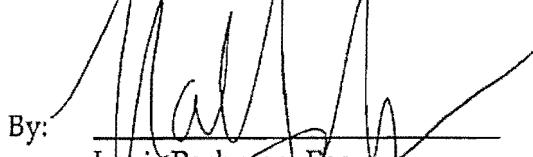
4. Each party shall bear his/her/its own costs, including attorney's fees.



UNITED STATES DISTRICT JUDGE

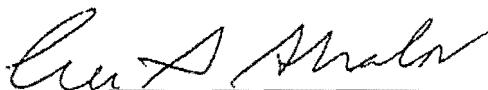
Agreed:

BERKE-WEISS & PECHMAN LLP

By: 

Louis Pechman, Esq.
N. Marley Mercado, Esq.
488 Madison Ave.
New York, NY 10022
(212) 583-9500
Counsel for Plaintiff

McLAUGHLIN & STERN, LLP

By: 

Lee S. Shalov, Esq.
260 Madison Ave.
New York, NY
(212) 448-1100

Counsel for Defendants